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Attorneys for Gold's Gym California, LLC

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DANIEL CERVANTES, individually
and on behalf of all others similarly
situated,

Plaintiff,

v.

GOLD'S GYM CALIFORNIA, LLC,
a Delaware limited liability company
and DOES 1 to 10, inclusive,

Defendants.

Case No. 2:21-cv-01752-KJM-CKD

**STIPULATION TO EXTEND TIME
FOR DEFENDANT TO RESPOND
TO PLAINTIFF'S COMPLAINT;
ORDER**

Judge: Hon. Kimberly J. Mueller

Plaintiff DANIEL CERVANTES ("Plaintiff") and Defendant GOLD'S GYM CALIFORNIA, LLC, ("Defendant") (collectively referred to as the "Parties"), by and through their attorneys of record in this case, hereby stipulate and agree as follows:

WHEREAS, Plaintiff filed the initial Complaint on September 24, 2021 [ECF No. 1] and served the Complaint on September 30, 2021;

WHEREAS, Defendant's response to Plaintiff's Complaint is due October 21, 2021;

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1 **WHEREAS**, Good cause exists for the additional time as the Parties are
2 engaging in settlement negotiations before continuing in the litigation process to
3 avoid the expense and burden of litigation;

4 **WHEREAS**, the Parties have agreed to extend Defendant's responsive
5 pleading deadline, without waiving any defenses, rights, or objections that may be
6 raised in the responsive pleading.

7 **THEREFORE, IT IS HEREBY STIPULATED**, by and between the
8 Parties, through their respective counsel of record, that Defendant's responsive
9 pleading due date shall be extended from October 21, 2021, to November 18, 2021.
10 All defenses, rights, or objections that may be raised in the responsive pleading are
11 preserved.

12 **IT IS SO STIPULATED.**

13
14 Dated: October 18, 2021

WILSHIRE LAW FIRM

15
16 By: */s/ Thiago Coelho (as authorized on*
17 *October 15, 2021)*

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22
23 *Attorneys for Plaintiff and*
24 *the Proposed Class*

25
26 **[ADDITIONAL SIGNATURES ON NEXT PAGE]**
27
28

Dated: October 15, 2021

NUKK-FREEMAN & CERRA

By: /s/ Stacy L. Fode

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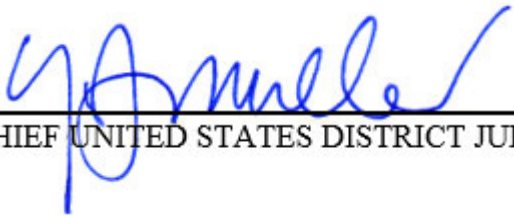
ORDER

The court, having considered the parties stipulation to extend defendant's deadline to file a responsive pleading to plaintiff's complaint, adopts the stipulation. Defendant's deadline shall be extended to November 18, 2021.

IT IS SO ORDERED.

This order resolves ECF No. 5.

DATED: October 19, 2021.



CHIEF UNITED STATES DISTRICT JUDGE